

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

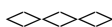
Public Services – Backward Classes Welfare Department - Certain irregularities noticed against Sri A.Satyanarayana, HWO, (Retd), charges framed – Departmental Enquiry conducted – Charges held proved by Enquiry Officer - Imposition of penalty withholding of 25% cut in pension for 5 years under Rule 9 of A.P.R.P. Rules 1980 – Orders – Issued.

BACKWARD CLASSES WELFARE (VIG.CELL.A1) DEPARTMENT

G.O.Ms.No. 33

Dated. 7th August, 2009.
Read the following:-

- 1) The Dist. Collector, Medak, Procds.Rc.No.B1/1463/2004, dt.18.4.2006.
- 2) Govt.Memo.No.1073/Vig.Cell/2006, dt.19.11.2007.
- 3) The Dist. Collector, (BCW) Medak, Proceedings Rc.No.B1/1463/2004, dt.29.12.2007.
- 4) Explanation of Sri A.Satyanarayana, HWO (Retd) Medak, dt.2.1.2008.
- 5) Proceedings of District Collector, Medak, Rc.No.B1/1463/2001, dt.16.1.2008.
- 6) From the Enquiry Officer / Deputy Director (SW) Rc.No.A1/74/2008, dt.12.6.2008.
- 7) Govt.Memo.No.1073/Vig.Cell/2006-7 dt.8.7.2008.
- 8) From explanation of Sri A.Satyanarayana, HWO., (Retd), dt.28.7.2009.
- 9) Govt.Lr.No.1073/Vig.Cell.A1/2006-10, dt. 10.11.2008.
- 10) Govt.Memo.No1073/Vig.Cell.A1/2006-12, dated. 22.7.2009.
- 11) From Explanation of Sri A.Satyanarayana, H.W.O. (Retd), Medak Dist. Dated. 26.7.2009.



O R D E R:

In the reference 1st read above the District Collector, Medak has informed that the applicant, Sri A.Satyanarayana as Hostel Welfare Officer in Medak District, has not discharged his legitimate duties properly and sincerely and given scope for suspension several times due to his willful absence/unauthorized absence/negligence of services The following are the omissions due to negligence of his duties:-

i) He was suspended, while he was working at Government B.C. Boys Hostel, Medak, vide Proceedings No.L2/1172/81/81, dt.,20.10.81 of the District Collector, Medak, and subsequently reinstated into duty on 25.11.1982 and suspension period was treated as on leave which ever is eligible. The same was entered in Service Register, Volume-I at page 11 & 13, but the entry was tampered in respect of entry of leave account.

ii) While he was working as Warden at Government B.C. Boys Hostel, Shankarampet (A), he was kept under suspension again 2nd time, due to certain irregularities made by him, vide Proceedings No.B1/1173/84, dt.2.7.84 of the District Collector, Medak and subsequently, he was reinstated into duty, vide Proceedings dt.2.4.98 with award to **punishment of stoppage of one annual grad increment, without Cumulative effect.**

(p.t.o)

iii) Again, he was kept under suspension 3rd time, while he was working at Government B.C.Boys Hostel, Burugupally, vide Proceedings dt.9.7.2003 of the District Collector, on the main irregularities that, he has not opened the hostel on stipulated date on 12.6.1993 to 22.6.1993, after publishing in “Eenadu Daily News Paper”, he has opened the Hostel. For that, he was **“Removed”** from service; vide Proceedings, dt.24.1.1995 of the District Collector, Medak. Subsequently, on the basis of appeal of the individual, the Commissioner, B.C. Welfare, Hyderabad **“Revoked”** the orders of removal and was reinstated into duty with awarding a **“punishment of (7) Annual Grade Increments with cumulative effect”** and the period of suspension was treated as **“Dies-non”**, vide proceedings dt.12.5.1995 of the Commissioner, B.C. Welfare, Hyderabad. The same was entered at Page No.5 & 6 of Volume-II of the Service Register, which was **“Tampered”** by the applicant, and recorded as **“on duty”**, with his own hand writing and he has prepared a **“Bill”** an amount of **Rs.35,177/-**, which was rejected by the then District B.C. Welfare Officer, Medak. Thus, he has intentionally did a blunder financial irregularity for his personal benefit and violated the financial Rules, thereby **violated the Articles-3 to 5 of A.P.Financial code Volume – I.**

iv) He was again 4th time kept under suspension, while he was working at Government B.C. Boys Hostel (B), Gajwel, vide proceedings dt.28.2.2000 of the District Collector, Medak on the allegation of grave negligence in performing his legitimate duty and not maintaining the Headquarters. Subsequently, he was reinstated into duty, pending enquiry. The period was regularized by the Department, but it was entered by him as “On duty”, but tampering in Service Register at Page No.19, Volume-I.

v) He was again 5th time kept under suspension, while he was working at Government B.C. Boys Hostel, Nangnoor, vide Proceedings Dt.10.12.2001 of the District Collector, Medak due to his un-authorized absence and not staying at Headquarters. Accordingly, the District Collector, Medak has appointed the Revenue Divisional Officer, Siddipet, as Enquiry Officer, to conduct detailed enquiry in the matter under Rule 20 (2) of APCS (CC&A) Rules, 1991. He has submitted his enquiry report with a finding that the applicant should be punished suitably for the grave lapses committed by him while discharging the legitimate duty as Hostel Welfare Officer. In view of the orders of Hon’ble A.P. Administrative Tribunal, Hyderabad in O.A.No.714/2004, the applicant was reinstated into duty at the edge of retirement; vide Proceedings dt.4.12.2004 of the District Collector, Medak. Since the applicant was retired from Government service, the disciplinary case was referred to the Government.

2. Government have examined the matter, the District Collector, Medak was requested to framed the charges against Sri A.Satyaanarayana, HWO (Retired), Medak District, if not already framed, duly covering the lapses/irregularities brought to the notice of the Government, examine the written statement of the delinquent officer, appoint an enquiry officer and examine the enquiry report, and also furnish the same, with his specific recommendation to Government, for taking further action under A.P. Revised Pension Rules, 1980 at Government level, **within a month, positively**, as the Delinquent officer had already retired from Government Service on 30.1.2004 on attaining the age of superannuation in the reference 2nd read above.

3. In the reference 3rd read above, the District Collector, Medak, has issued fresh article of charges against Sri A.Satyanarayana, HWO (Retired) Medak and called for his explanation on all above charges framed against him.

(p.t.o.)

4. In the reference 4th read above, Sri A.Satyanarayana, HWO (Retired), has submitted his explanation as charge wise to the District Collector and requested to revoke to forfeit the pension and to drop all the charges framed against him. The District Collector, Medak, has examined the explanation and found it is not convincing and appointed the Deputy Director (SW), Medak as Enquiry Officer to enquire into the said charges and requested to submit his enquiry report in the reference 5th read above.

5. In the reference 6th read above, the Enquiry Officer has conduct the enquiry and submitted his reports to the District Collector, Medak with all relevant documents for further necessary action. The District Collector, Medak, has forwarded the Enquiry Report to Government for taking further action under A.P. Revised Pension Rules 1980.

6. In the reference 7th read above, Government have examined the Enquiry Report and agreed with the findings of the Enquiry Officer and provisionally decided to take action against Sri A.Satyanarayana, HWO, (Retired), Medak under A.P.R.P. Rules 1980. Accordingly, a copy of the Enquiry Report was communicated to Sri A.Satyanarayana, HWO (Retired), and directed him to submit his explanation on the enquiry report to Government. Sri A.Satyanarayana, HWO (Retired) has submitted his representation to the show cause notice and requested the Government to drop all the alleges charges against him in the reference 8th read above.

7. Government have examined the representation of Sri A.Satyanarayana, HWO (Retired) Medak and found it is not convincing and decided to confirm the provisional decision to forfeit / withholding 75% cut in pension against Sri A.Satyanarayana, HWO, (Retired), under Rule 9 A.P. Revised Pension Rule 1980.

8. In the reference 9th read above, the A.P.Public Service Commission was consulted on the provisional decision taken by the Government to forfeit / withholding 75% cut in pension against Sri A.Satyanarayana, H.W.O. (Retired) under Rule 9 of A.P. Revised Pension Rules, 1980 and they have advised to reduce the punishment to 25% cut in pension for 5 years instead of 75% cut in pension proposed by the Government, further advised to issue a revised show cause notice duly indicating the proposed punishment according to Rule 9 (2) (a) of Revised Pension Rules, 1980, before imposing the punishment.

9. Government have issued a show cause notice to Sri A.Satyanarayana, H.W.O. (Retd) Medak District accordingly, duly indicating the proposed punishment in the reference 10th read above.

10. Sri A.Satyanarayana, H.W.O., (Retired) has submitted his representation to the Show Cause Notice and requested the Government not to impose the said punishment and issue orders sympathetically in the reference 11th read above.

11. Government after careful examination of the matter and hereby order to impose penalty of withholding of 25% cut in pension for 5 years under Rule 9 (2) (a) of A.P. Revised Pension Rules, 1980 against Sri A.Satyanarayana, Hostel Welfare Officer (Retired) Medak.

(p.t.o.)

12. The District Collector, Medak at Sangareddy shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. A. VIDYA SAGAR
PRINCIPAL SECRETARY TO GOVERNMENT

To:

The District Collector, Medak at Sanga Reddy.

Sri A.Satyanarayana, HWO (Retd), H.No.2-3-16/17, Pitlambase Street, Medak Town, Medak District
through the District Collector, Medak District at Sanga Reddy.

Copy to:

The Commissioner, B.C.Welfare, A.P. Hyderabad.

The Secretary, A.P. Vigilance Commission, Hyderabad.

The Accountant General, A.P., Hyderabad.

The District Treasury Office, Medak at Sangareddy.

The Secretary, A.P.Public Service Commission, Hyderabad – for information.

SF/SC

// FORWARDED::BY ORDER//

SECTION OFFICER.